

Senate Amendment 3103

PAG LIN

1 1 Amend Senate File 449 as follows:
1 2 #1. Page 7, by striking lines 33 and 34 and
1 3 inserting the following:
1 4 <b. However, if the population data for
1 5 legislative>.
1 6 #2. Page 130, by inserting after line 35 the
1 7 following:
1 8 <Sec. _____. Section 437A.15, subsection 4,
1 9 unnumbered paragraph 1, Code 2009, is amended to read
1 10 as follows:
1 11 On or before August 31 following tax years 1999,
1 12 2000, and 2001, each county treasurer shall compute a
1 13 special utility property tax levy or tax credit for
1 14 each taxpayer for which a replacement tax liability
1 15 for each such tax year is reported to the county
1 16 treasurer pursuant to subsection 1, and shall notify
1 17 the taxpayer of the amount of such tax levy or tax
1 18 credit. The amount of the special utility property
1 19 tax levy or credit shall be determined for each
1 20 taxpayer by the county treasurer by comparing the
1 21 taxpayer's total replacement tax liability allocated
1 22 to taxing districts in the county pursuant to this
1 23 section with the anticipated tax revenues from the
1 24 taxpayer for all taxing districts in the county. If
1 25 the taxpayer's total replacement tax liability
1 26 allocated to taxing districts in the county is less
1 27 than the anticipated tax revenues from the taxpayer
1 28 for all taxing districts in the county, the county
1 29 treasurer shall levy a special utility property tax
1 30 equal to the shortfall which shall be added to and
1 31 collected with the replacement tax owed by the
1 32 taxpayer to the county treasurer for the tax year
1 33 pursuant to section 437A.8, subsection 4. If the
1 34 taxpayer's total replacement tax liability allocated
1 35 to taxing districts in the county exceeds the
1 36 anticipated tax revenues from the taxpayer for all
1 37 taxing districts in the county, the county treasurer
1 38 shall issue a credit to the taxpayer which shall be
1 39 applied to reduce the taxpayer's replacement tax
1 40 liability to the county treasurer for the tax year.
1 41 If the taxpayer's total replacement tax liability
1 42 allocated to taxing districts in the county equals the
1 43 anticipated tax revenues from the taxpayer for all
1 44 taxing districts in the county, no levy or credit is
1 45 required. Replacement tax liability for purposes of
1 46 this subsection means replacement tax liability before
1 47 credits allowed by section 437A.8, subsection 7. A
1 48 recalculation of a special utility property tax levy
1 49 or credit shall not be made as a result of a
1 50 subsequent recalculation of replacement tax liability
2 1 under section 437A.8, subsection 7, or adjustment to
2 2 assessed value under section 437A.19, subsection 2,
2 3 paragraph "f" "a", subparagraph (6). "Anticipated tax
2 4 revenues from a taxpayer" means the product of the
2 5 total levy rates imposed by the taxing districts and
2 6 the value of taxpayer property allocated to the taxing
2 7 districts and reported to the county auditor. Special
2 8 utility property tax levies and credits shall be
2 9 treated as replacement taxes for purposes of section
2 10 437A.11. If a special utility property tax levy
2 11 payment becomes delinquent, the delinquent payment
2 12 shall accrue interest and penalty in the same manner
2 13 and amount as the replacement tax under section
2 14 437A.13.>
2 15 #3. By renumbering as necessary.
2 16
2 17
2 18
2 19 COMMITTEE ON JUDICIARY
2 20 KEITH A. KREIMAN, CHAIRPERSON
2 21 SF 449.301 83
2 22 lh/rj/5648

